

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 Harry K. Waymoth III,

11 Petitioner,

12 v.

13 State of Washington,

14 Respondent.

CASE NO. 3:19-cv-05418-BHS-DWC

ORDER SUBSTITUTING
RESPONDENT

15
16 Petitioner Harry K Waymoth III, who is proceeding *pro se*, filed a Petition for Writ of
17 Habeas Corpus pursuant to 28 U.S.C. § 2254. Dkt. 6. In his Petition, Petitioner named the State
18 of Washington as Respondent. *See id.* The proper respondent to a habeas petition is the “person
19 who has custody over [the petitioner].” 28 U.S.C. § 2242; see also § 2243; *Brittingham v. United*
20 *States*, 982 F.2d 378 (9th Cir. 1992); *Dunne v. Henman*, 875 F.2d 244, 249 (9th Cir. 1989).
21 According to his Petition, Petitioner is currently confined at Coyote Ridge Corrections Center
22 (“CRCC”) in Connell, Washington. *See* Dkt. 6. The Superintendent of CRCC is Jeffrey A.
23 Uttecht.
24

1 Accordingly, the Clerk of Court is directed to substitute Jeffrey A. Uttecht as the
2 Respondent in this action. The Clerk of Court is also directed to update the case title.

3 Dated this 4th day of June, 2019.

4 

5 _____
6 David W. Christel
7 United States Magistrate Judge
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24